



UNTD:010 (40988-P001P1)

PATENT

- 1 -

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	:	Before the Examiner:
Edward A. Hubbard	:	Coulter, Kenneth R.
Serial No.: 09/602,789	:	Group Art Unit: 2141
Filing Date: June 23, 2000	:	
Title: MACHINE	:	United Devices, Inc.
GENERATED SWEEPSTAKES	:	
ENTRY MODEL AND	:	
ASSOCIATED DISTRIBUTED	:	
PROCESSING SYSTEM	:	

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. §1.137(b)**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. Applicant petitions for revival of this application.

2. The notice regarding drawing indicating a mailing date of March 31, 2005 was received on April 5, 2005. Applicant submitted its corrected drawings on July 18, 2005, which was after the expiration of the 2-month period for reply. This petition is being filed within two months of the mailing date of Notice of Abandonment.

4. The delay in responding the notice regarding drawings was unintentional.

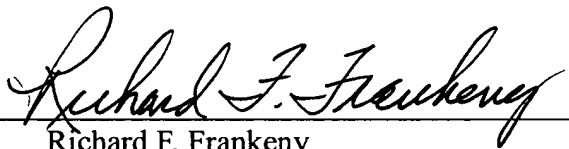
5. Applicant's Response to PTO's Notice Regarding Drawings was filed on July 18, 2005. Please find enclosed herewith a copy of Applicant's Response to PTO's Notice Regarding Drawings.

6. Please find enclosed herewith the payment of the petition fee in the amount of \$750.00 as indicated in 37 C.F.R. §1.17(m).

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

Attorneys for Applicants

By: 

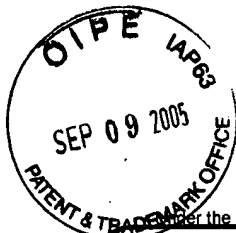
Richard F. Frankeny

Reg. No. 47,573

Kelly K. Kordzik

Reg. No. 36,571

P.O. Box 50784
Dallas, Texas 75201
(512) 370-2832



PTO/SB/21 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/602,789
	Filing Date	June 23, 2000
	First Named Inventor	Edward A. Hubbard
	Art Unit	2141
	Examiner Name	Kenneth Coulter
Total Number of Pages in This Submission	Attorney Docket Number	UNTD:010(40988-P001P1)

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Check in the amount of \$750.00
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	Return Postcard
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Winstead Sechrest & Minick P.C.		
Signature			
Printed name	Richard F. Frankeny		
Date	September 7, 2005	Reg. No.	47,573

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Beatrice Zepeda	Date	September 7, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 750.00

Complete if Known

Application Number	09/602,789
Filing Date	June 23, 2000
First Named Inventor	Hubbard
Examiner Name	Kenneth Coulter
Art Unit	2141
Attorney Docket No.	UNTD:010(40988-P001P1)

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number: 23-2426
Deposit Account Name: Winstead Sechrest & Minick P.C.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$) 0.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims		-20** =		X		=	
Independent Claims		- 3** =		X		=	
Multiple Dependent						=	

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	88	2201	44	Independent claims in excess of 3	
1203	300	2203	150	Multiple dependent claim, if not paid	
1204	88	2204	44	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$) 0.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity | Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	\$750.00
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 0.00

SUBMITTED BY

(Complete (if applicable))

Name (Print/Type)	Richard F. Frankeny	Registration No. (Attorney/Agent)	47,573	Telephone	512.370.2872
Signature	<i>Richard F. Frankeny</i>	Date	September 7, 2005		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



DOCKET NO: _____ CLIENT (Ref.): _____ ATTY/PRLG _____
Inv/Applicant: _____ TITLE: _____

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Inventor(s): Edward A. Hubbard
Title: MACHINE GENERATED SWEEPSTAKES ENTRY MODEL AND
ASSOCIATED DISTRIBUTED PROCESSING SYSTEM
Serial No.: 09/602,789
Docket No.: UNTD:010 (40988-P001P1)

ENCLOSED:

- X This return receipt postcard
- 1 page - PTO Form 21 - Transmittal form
- 2 pages - Applicant's Response to PTO's Notice Regarding Drawings
- 2 pages - Copy of Notice Regarding Drawings
- 29 pages - Corrected Drawings

RFF/bvz
July 18, 2005



PTO/SB/21 (08-03)
Approved for use through 08/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

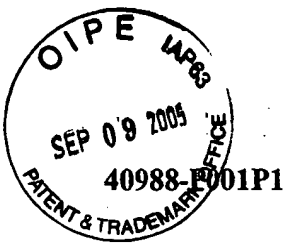
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/602,789	
	Filing Date	June 23, 2000	
	First Named Inventor	Edward A. Hubbard	
	Art Unit	2141	
	Examiner Name	Kenneth R. Coulter	
Total Number of Pages in This Submission	34	Attorney Docket Number	UNTD:010 (40988-P001P1)

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Rspnse to Restriction Requirement <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1) Applicant's Response to Notice Regarding Drawings. 2) Copy of Notice.
Remarks 3) Corrected Drawings (29 pages)		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Winstead Sechrest & Minick P.C. Richard F. Frankeny; Reg. No. 47,573	
Signature	<i>Richard F. Frankeny</i>	
Date	July 18, 2005	

CERTIFICATE OF TRANSMISSION/MAILING		
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Typed or printed name	Beatrice Zepeda	
Signature	<i>Beatrice Zepeda</i>	Date July 18, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

- 1 -

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Edward A. Hubbard

Serial No.: 09/602,789

Filed: June 23, 2000

Group Art Unit: 2141

Before the Examiner: Kenneth R. Coulter

Title: MACHINE GENERATED SWEEPSTAKES ENTRY
MODEL AND ASSOCIATED DISTRIBUTED
PROCESSING SYSTEM

**APPLICANT'S RESPONSE TO
PTO'S NOTICE REGARDING DRAWINGS**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. ☒ This replies to the Notice Regarding Drawings mailed
March 31, 2005.

The Applicant failed to get the notice that the drawings were due. The Applicant talked to Examiner Kenneth Coulter who referred Applicant to Mr. Tang who made the objection. Applicant talked to Mr. Tang and he advised that the drawings be sent in as the Applicant has not received any notice of abandonment because of failure to submit corrected drawings.

- ☒ A copy of the Notice Regarding Drawings is attached.

CERTIFICATION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence (along with any item referred to as being enclosed herewith) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 18, 2005.

Beatrice Zepeda
Signature

Beatrice Zepeda
(Printed name of person certifying)

DRAWINGS

2. ☒ Enclosed are TWENTY-NINE (29) sheets of formal drawings.

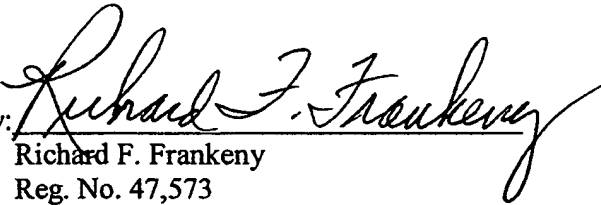
PAYMENT OF FEES

3. ☐ Enclosed is a check in the amount of \$_____ (Surcharge fee) and a check for \$_____ (Drawings).
- ☒ Applicants believe no fees are due at this time. However, should any fees be required, the Commissioner is hereby authorized to charge any deficiency in fees, or credit any overpayment, to Account No. 23-2426 (40988-P001P1).
- ☐ Charge Account No. _____ in the amount of \$_____. A photocopy of this request is enclosed.

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

Attorney for Applicants

By: 
Richard F. Frankeny
Reg. No. 47,573

P.O. Box 50784
Dallas, Texas 75201
(512) 370-2851



UNITED STATES PATENT AND TRADEMARK OFFICE

40488/1001P1

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NUMBER 09/602789	FILING/RECEIPT DATE 06/23/2000	FIRST NAMES APPLICANT HUBBARD, EDWARD <u>A</u>	ATTORNEY DOCKET NUMBER UNTD:010
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KELLY K. KORDZIK
WINSTEAD SECHREST & MINICK P.C.
PO BOX 50784
DALLAS TX 75201

Examiner
COULTER, KENNETH

APR 05 2005

DOCKETED

Art Unit
2141

Paper Number

Drawings due 5/31/05

Date Mailed: 03-31-05

Notice Regarding Drawings

Corrected drawings for the above-identified application, received in the USPTO on 06/23/2000 are still not acceptable for the reason(s) identified on the attached PTO-948. Applicant is given one opportunity to correct the informalities within a two-month time period from the mailing date of this Notice. **THIS TIME PERIOD IS NOT EXTENDABLE UNDER EITHER 37 CFR 1.136(a) OR 1.136(b).** Failure to take corrective action within the set period will result in abandonment of the application.

ATTACHMENT: PTO-948 Notice of Draftsperson's Patent Review

Montgomery

RETURN CORRECTED DRAWINGS TO:
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

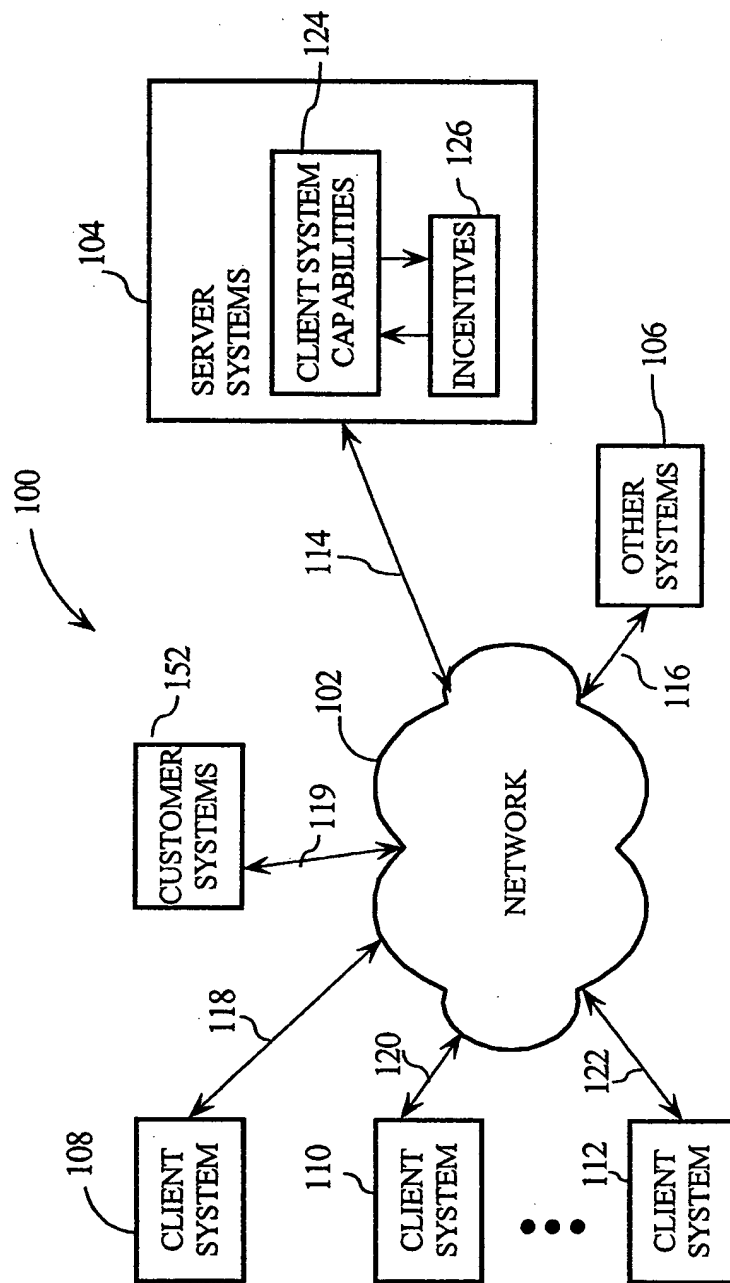


FIG.1A

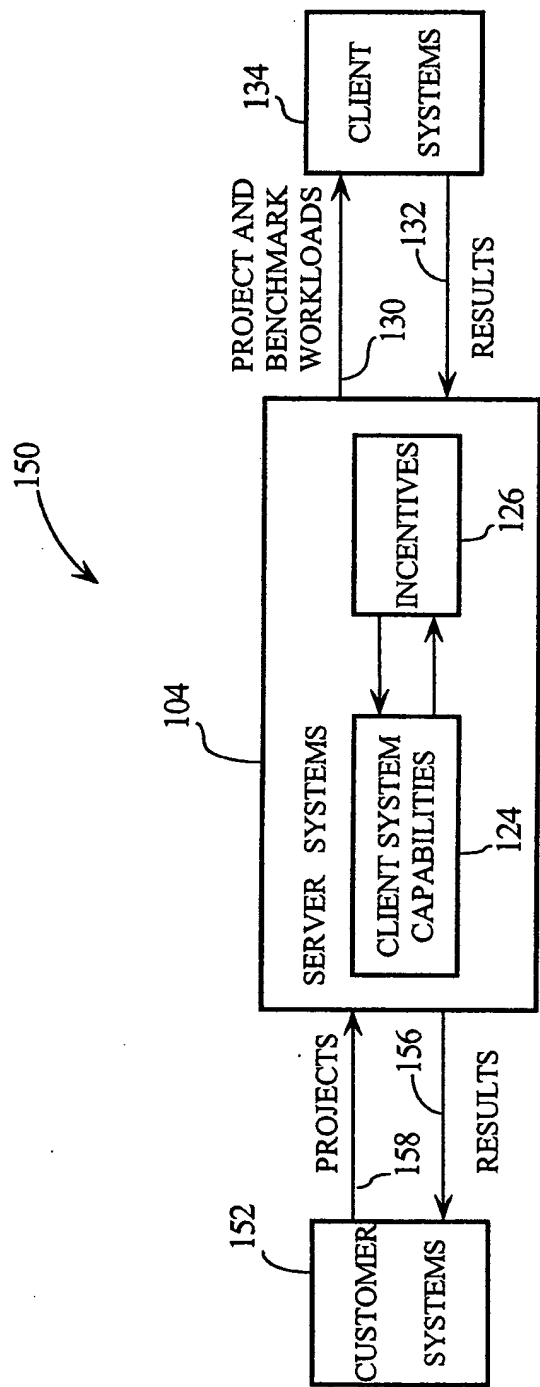


FIG.1B

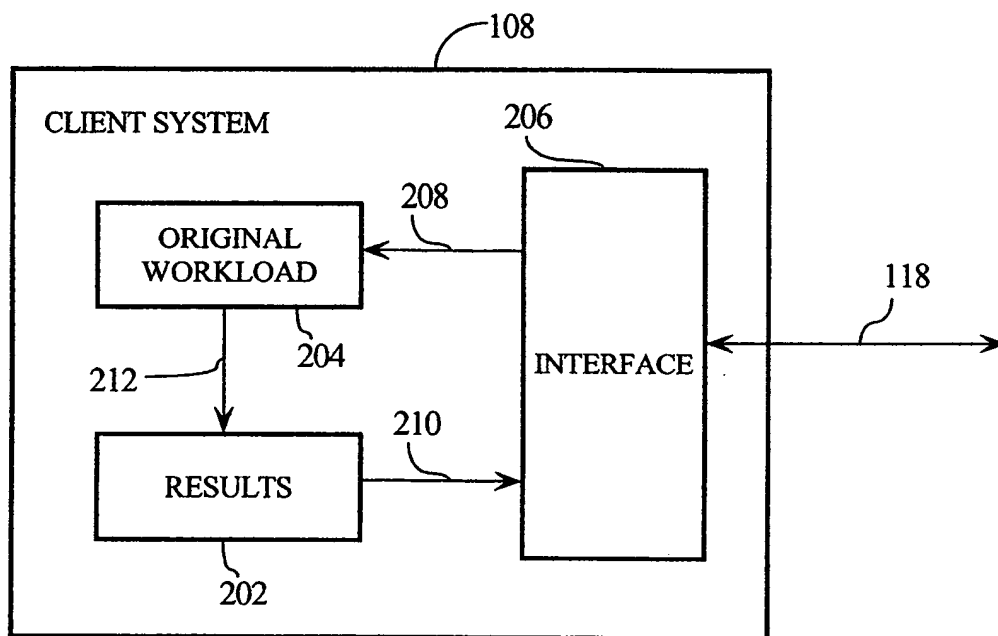


FIG. 2A

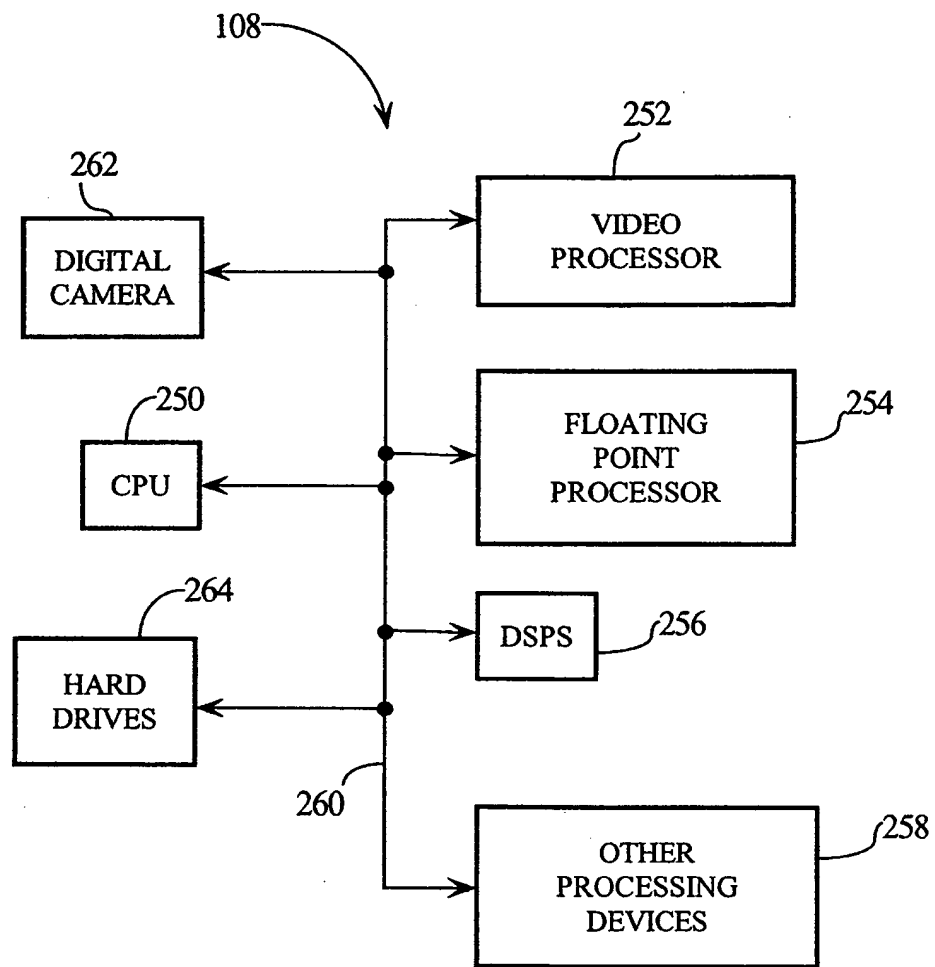


FIG. 2B

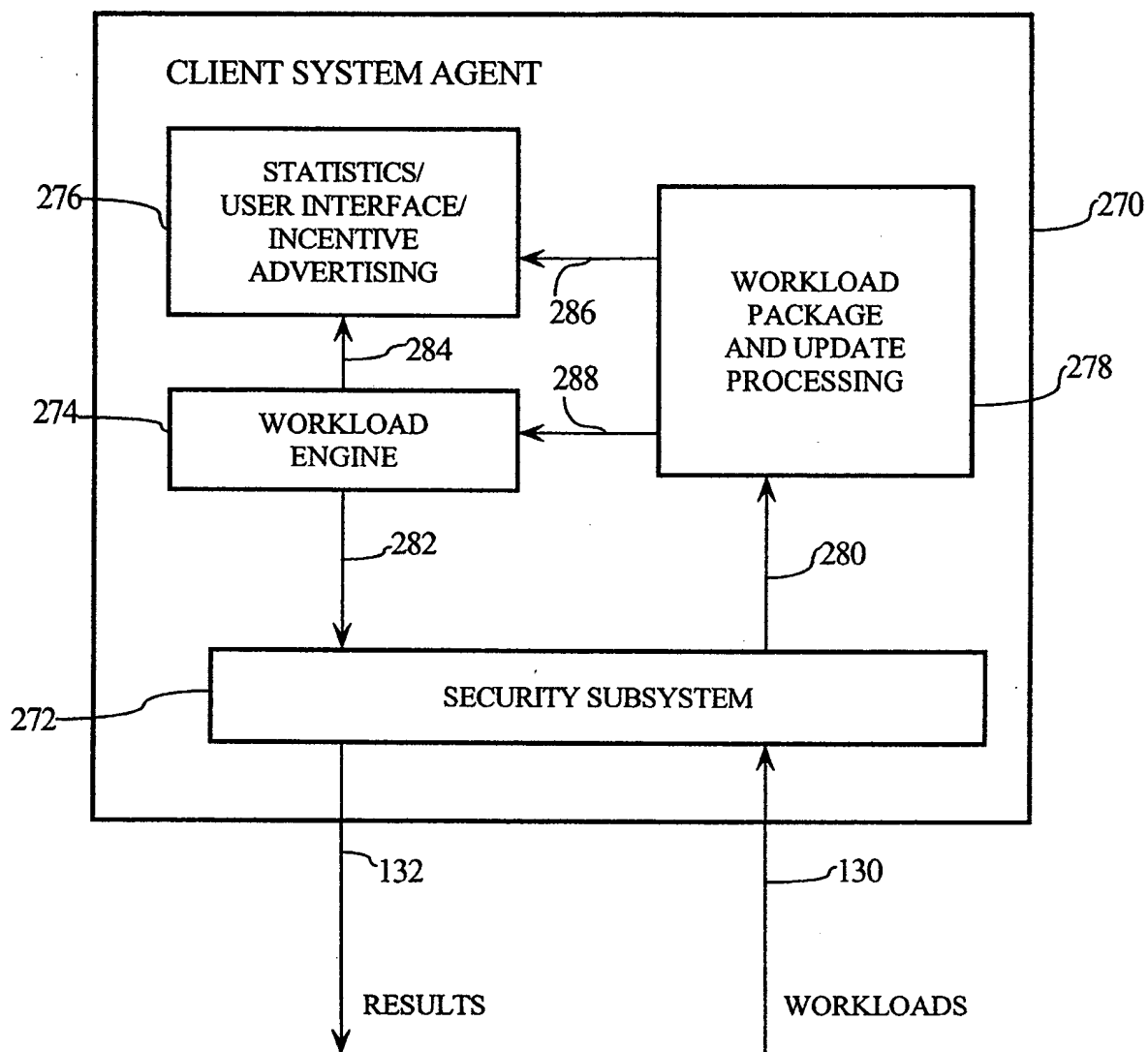
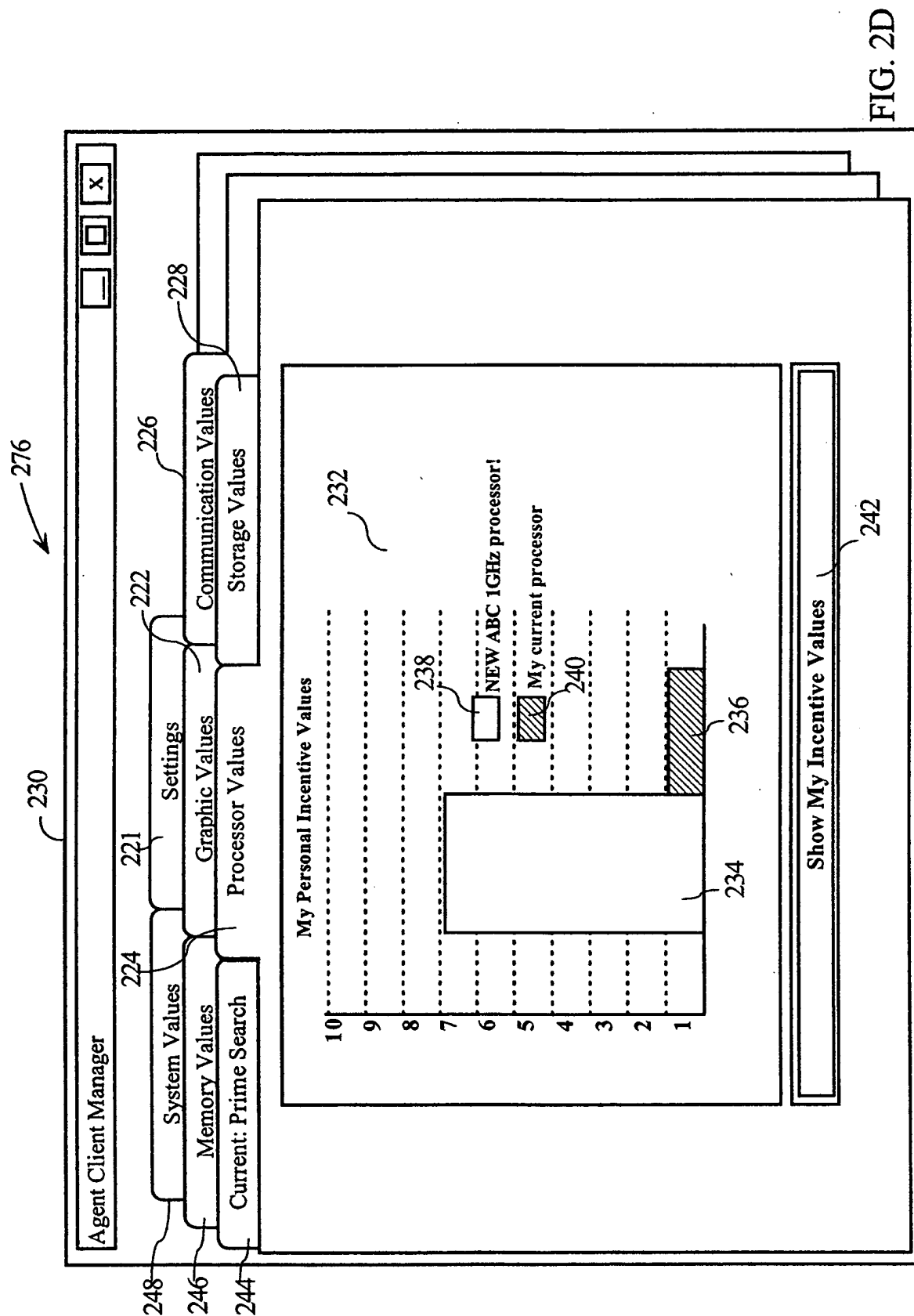


FIG. 2C



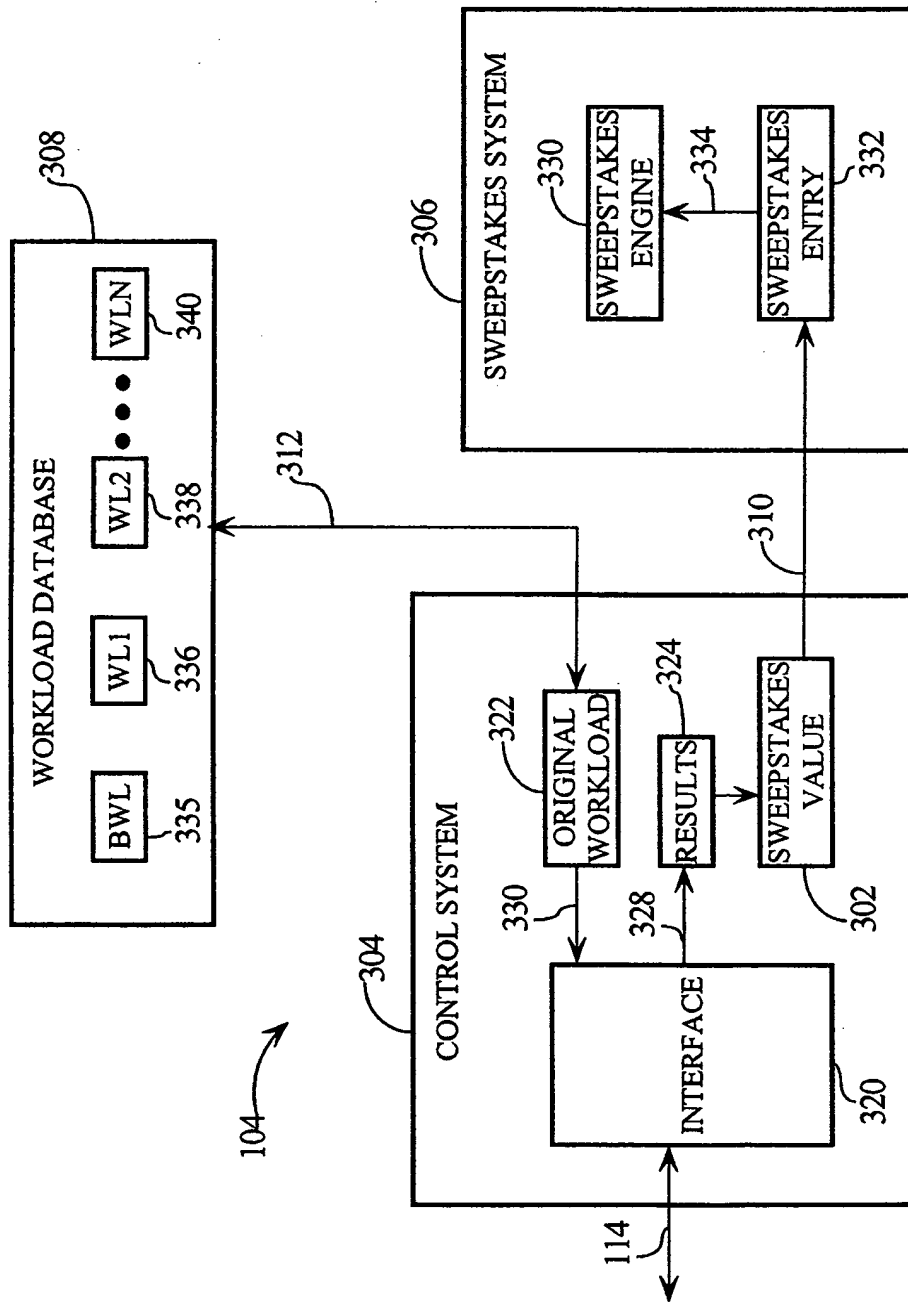


FIG. 3A

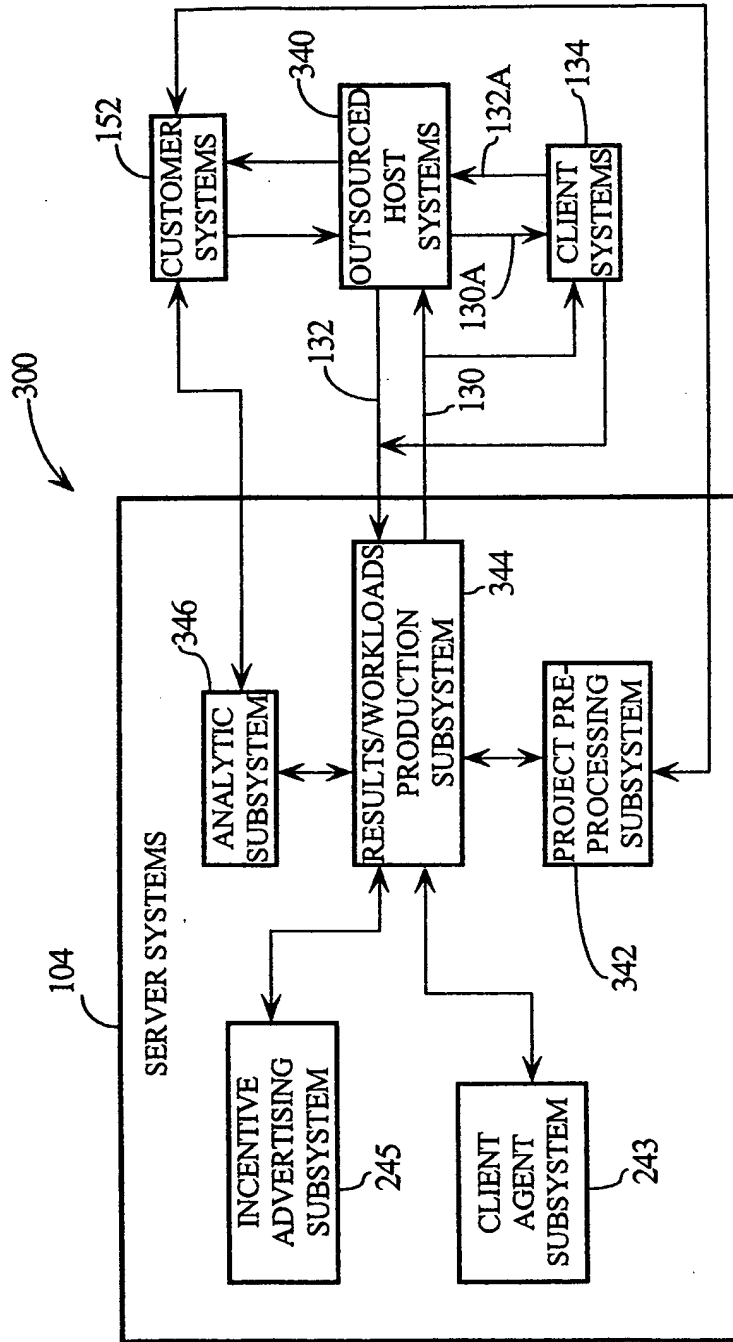


FIG. 3B

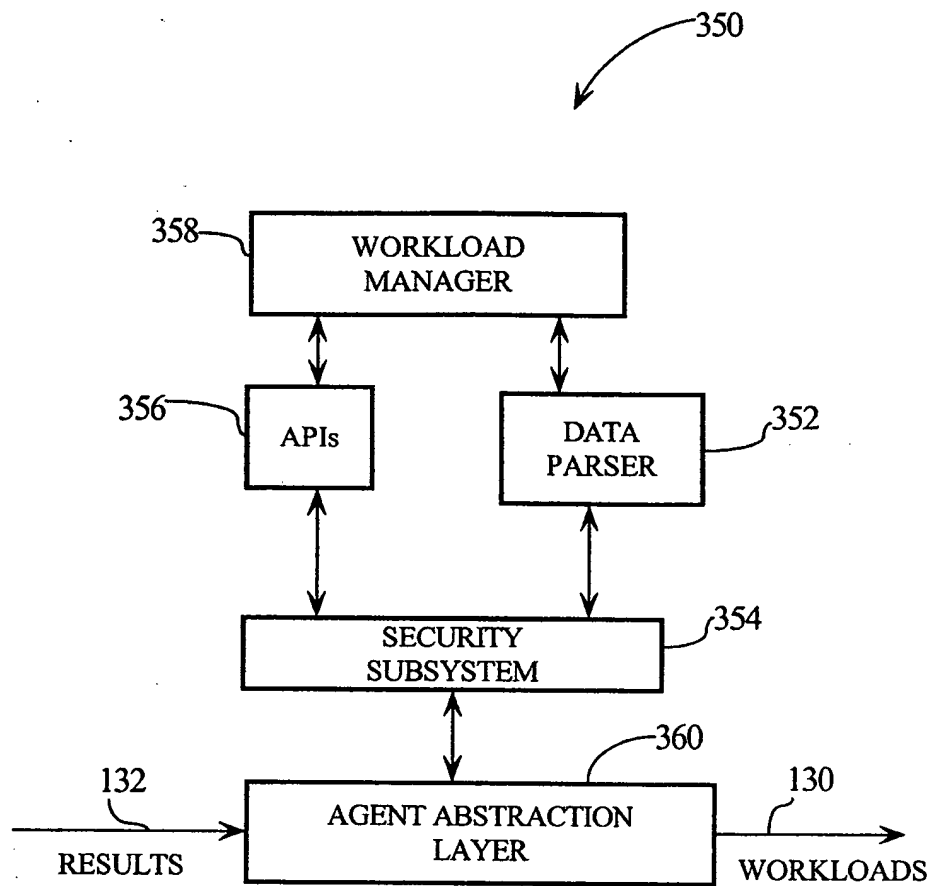


FIG. 3C

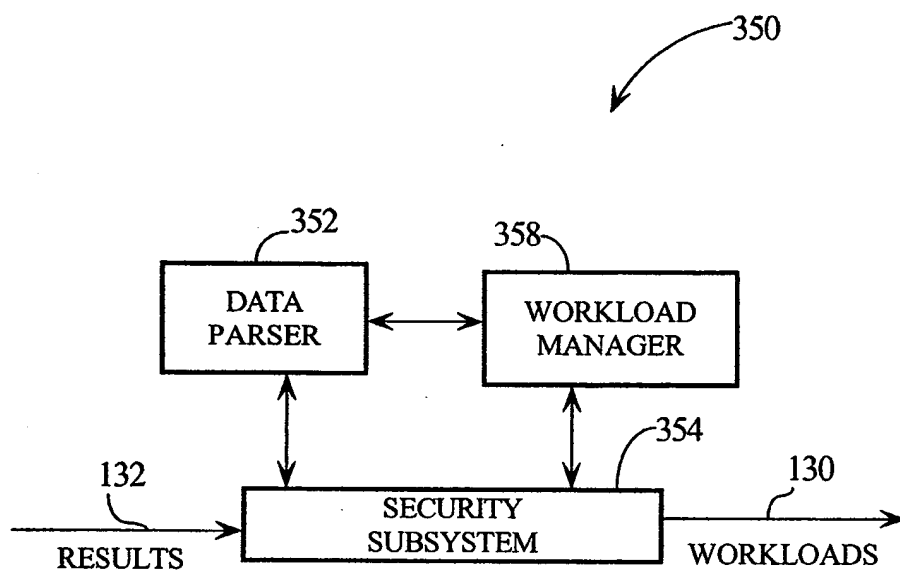


FIG. 3D

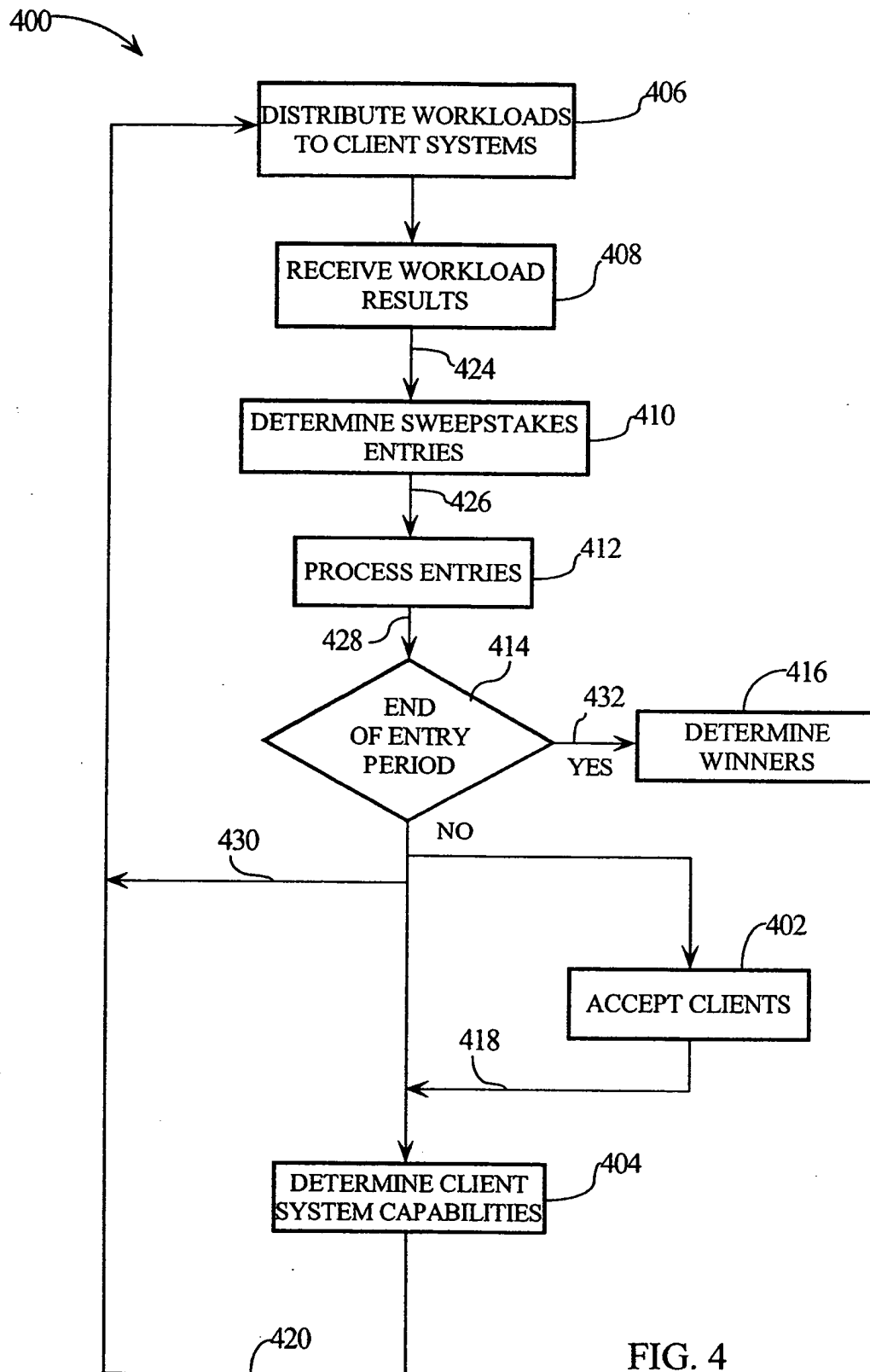


FIG. 4

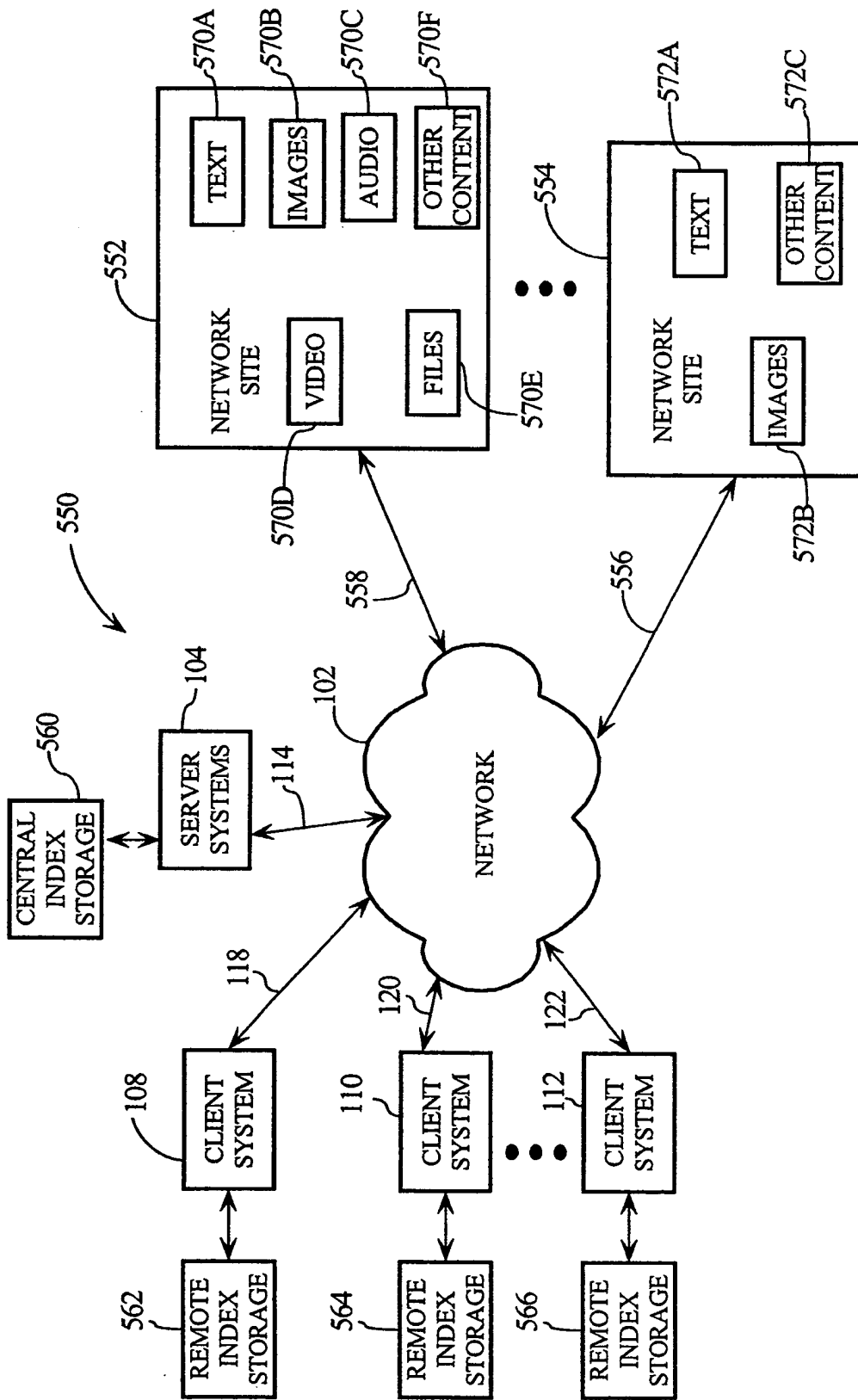


FIG.5A

500

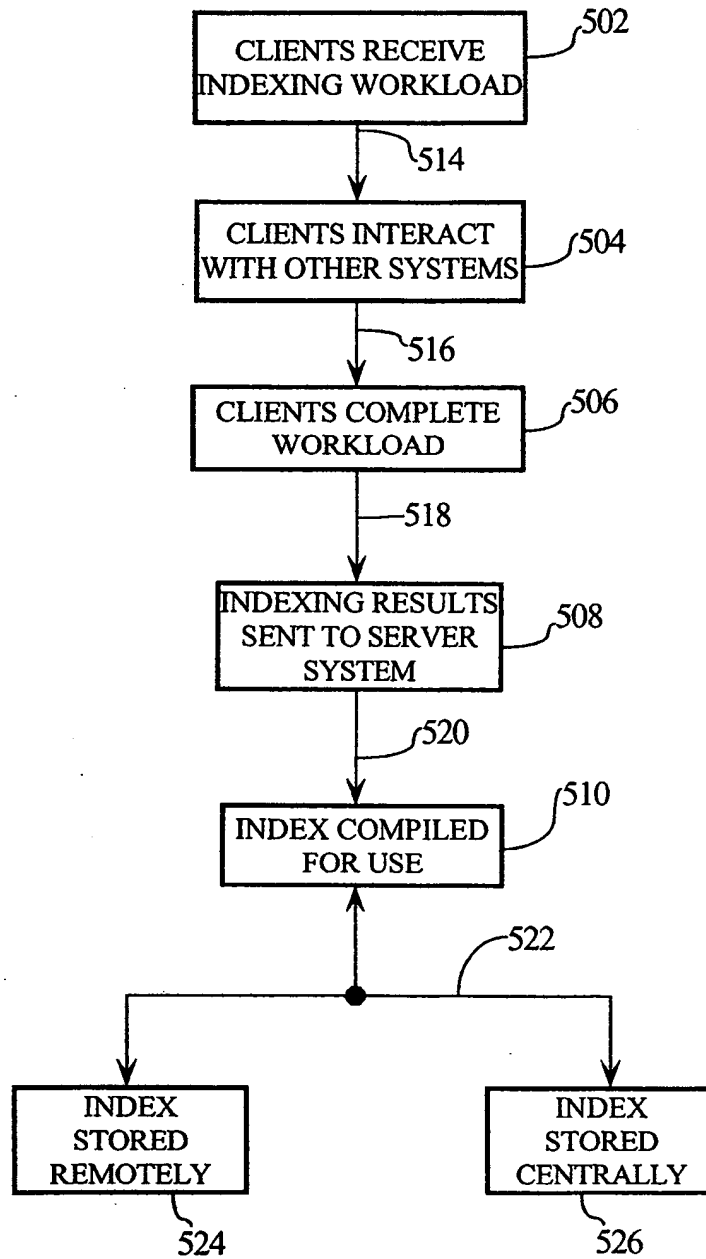


FIG. 5B

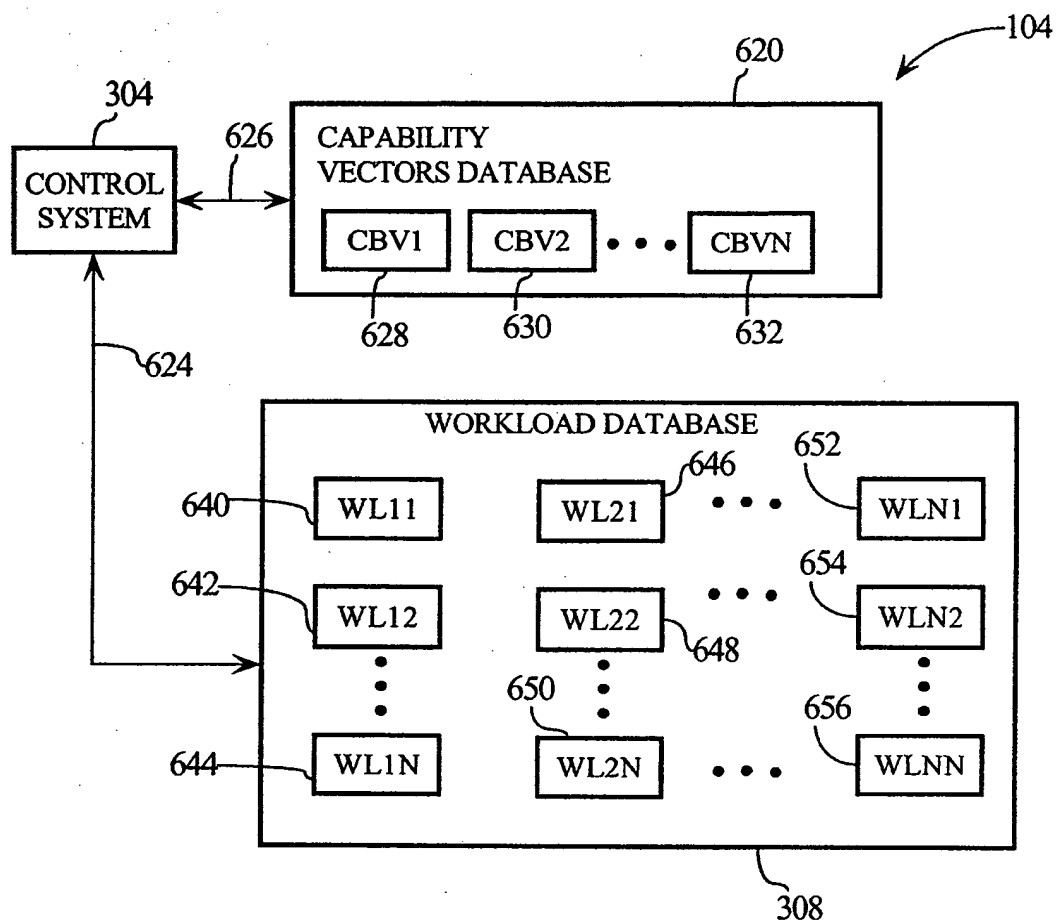


FIG.6A

600

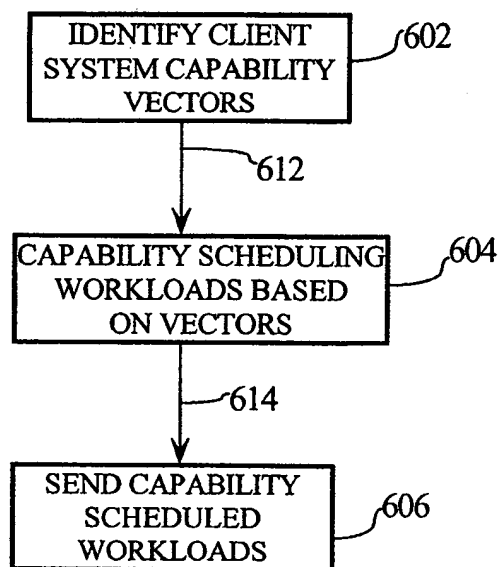


FIG.6B

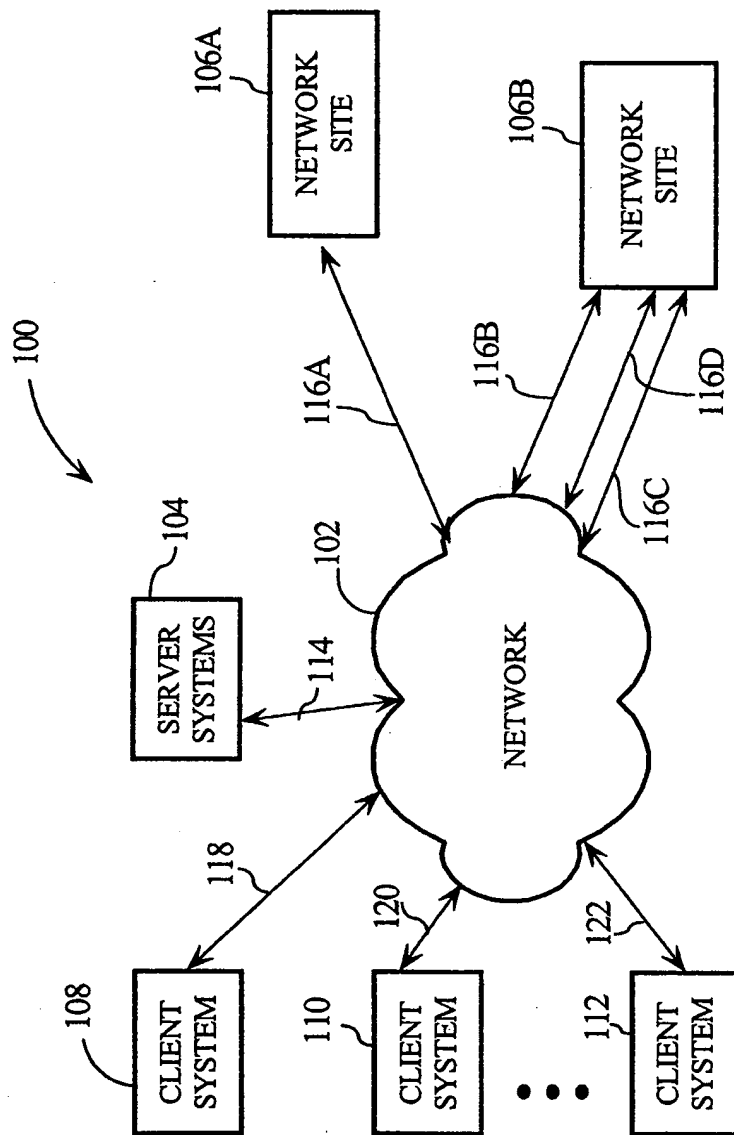


FIG.7A

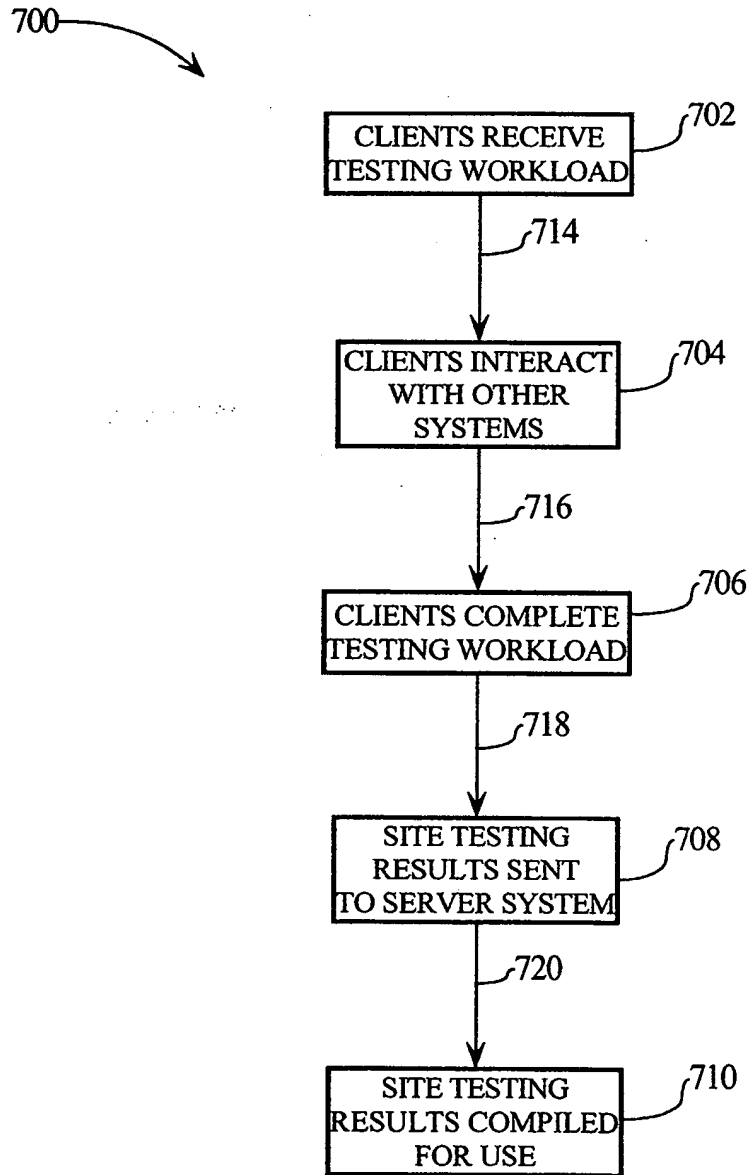


FIG. 7B

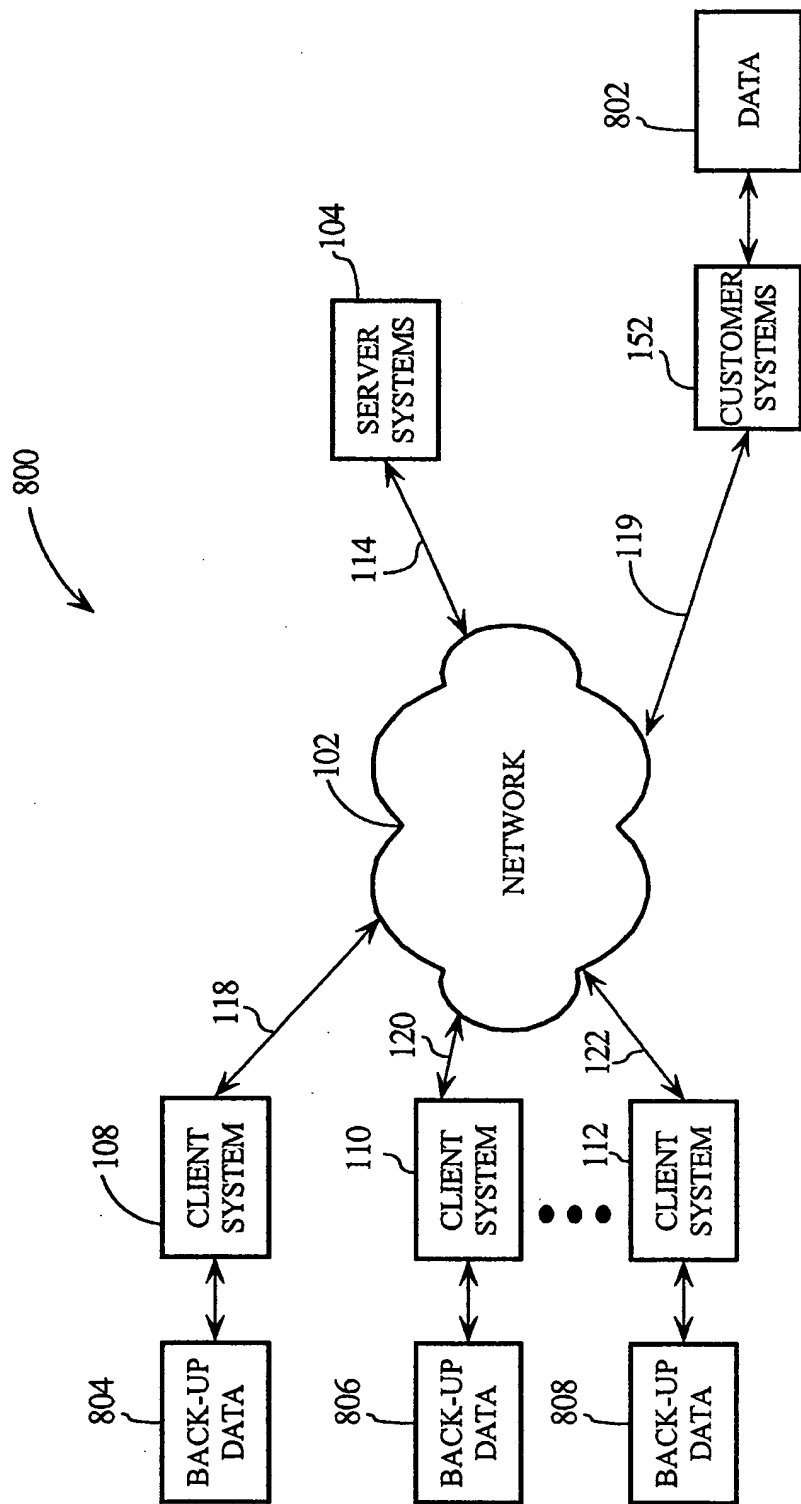


FIG. 8

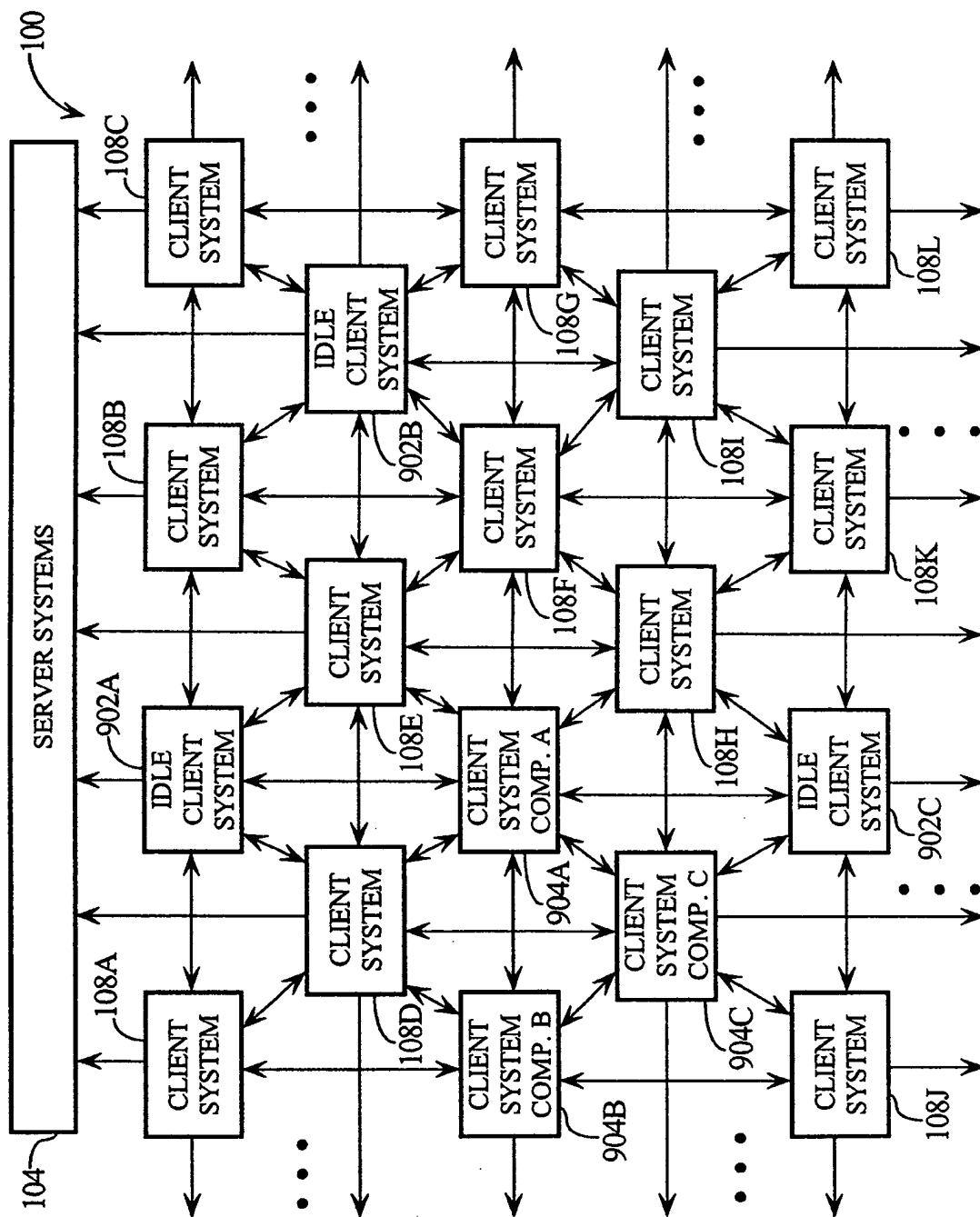


FIG. 9

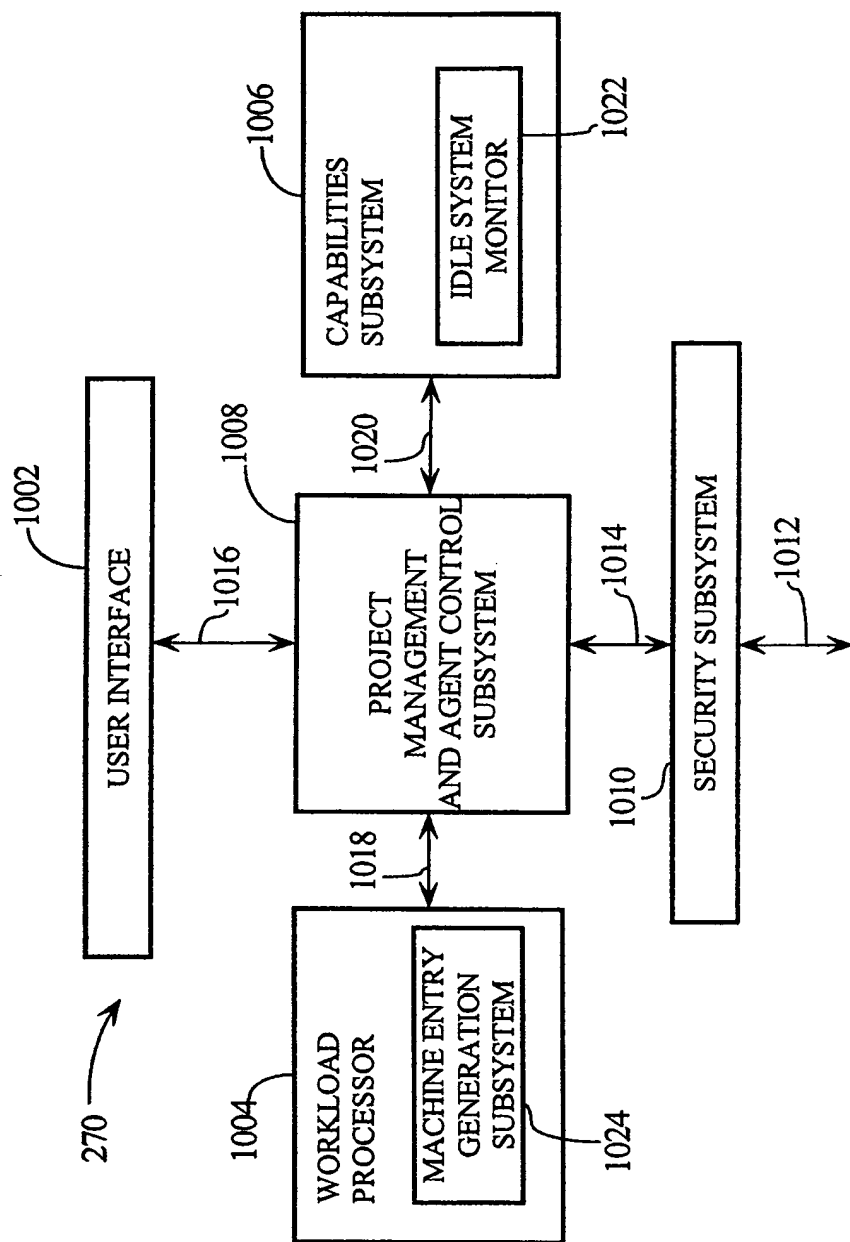


FIG. 10

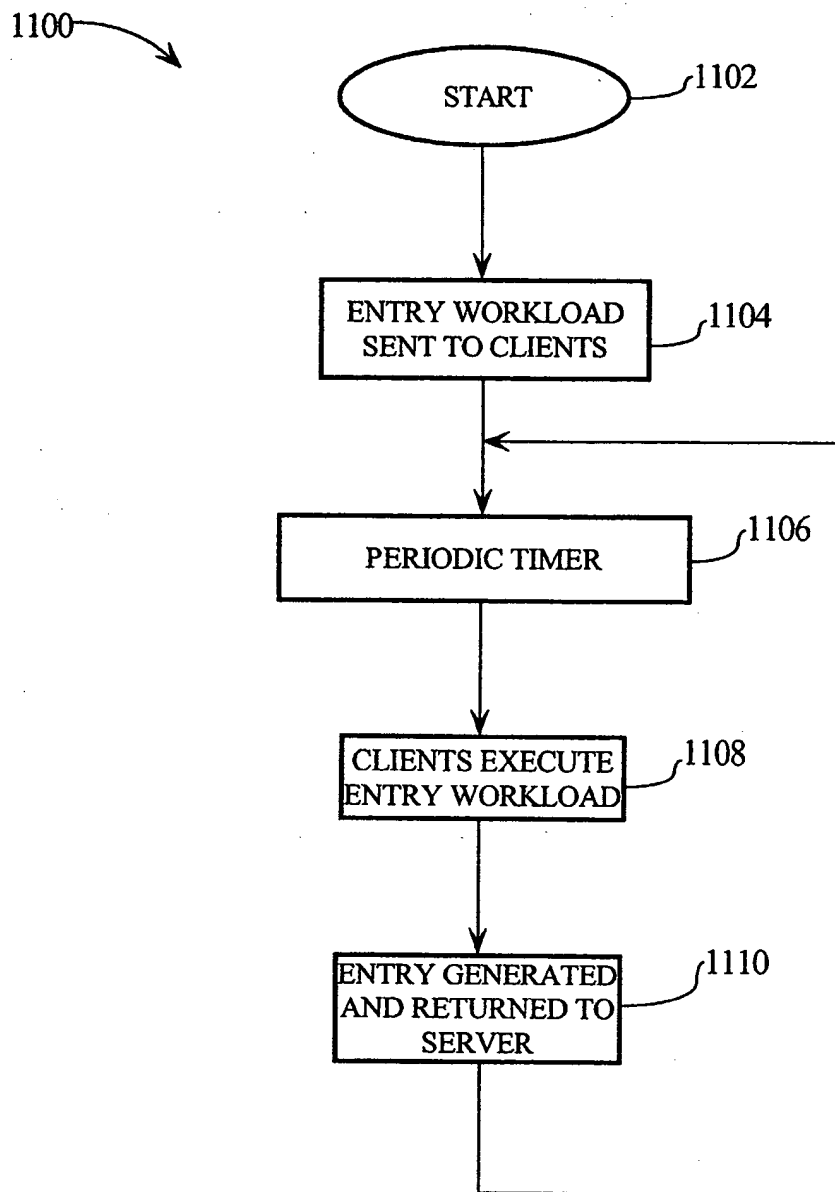


FIG. 11A

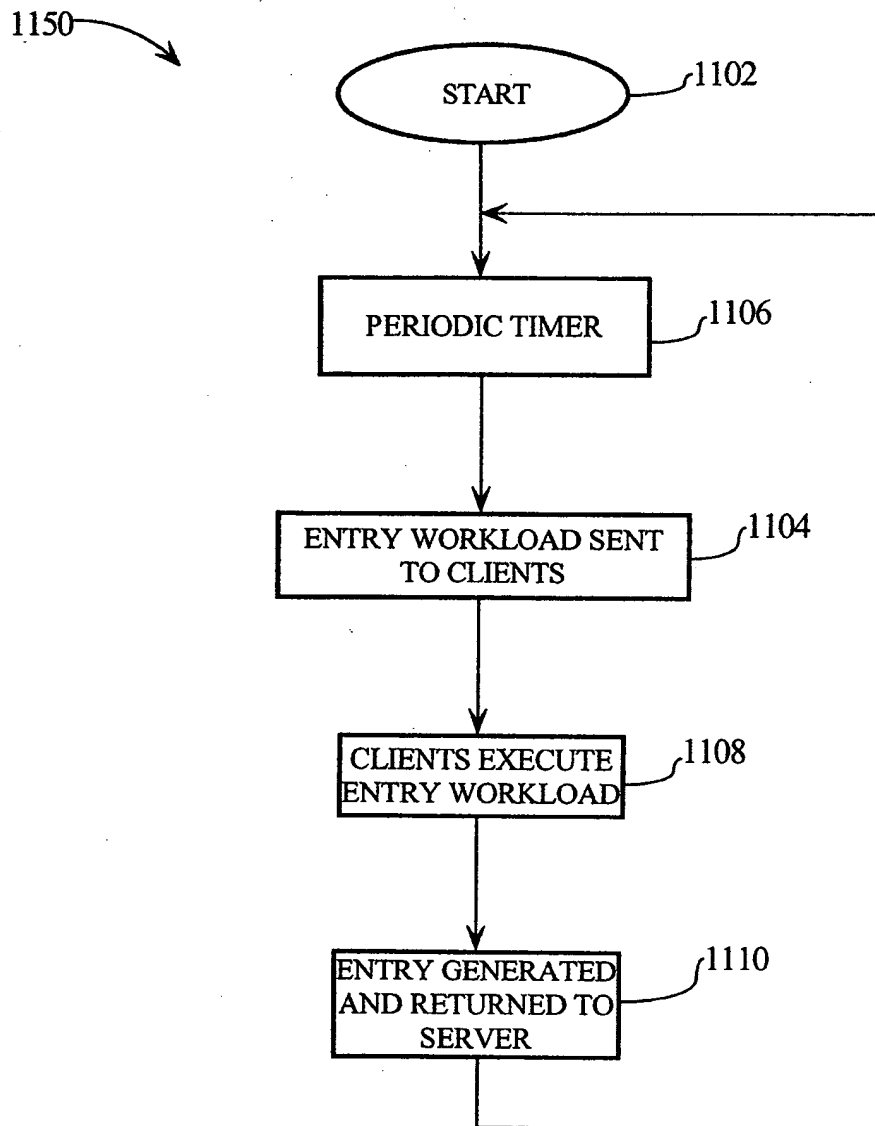


FIG. 11B

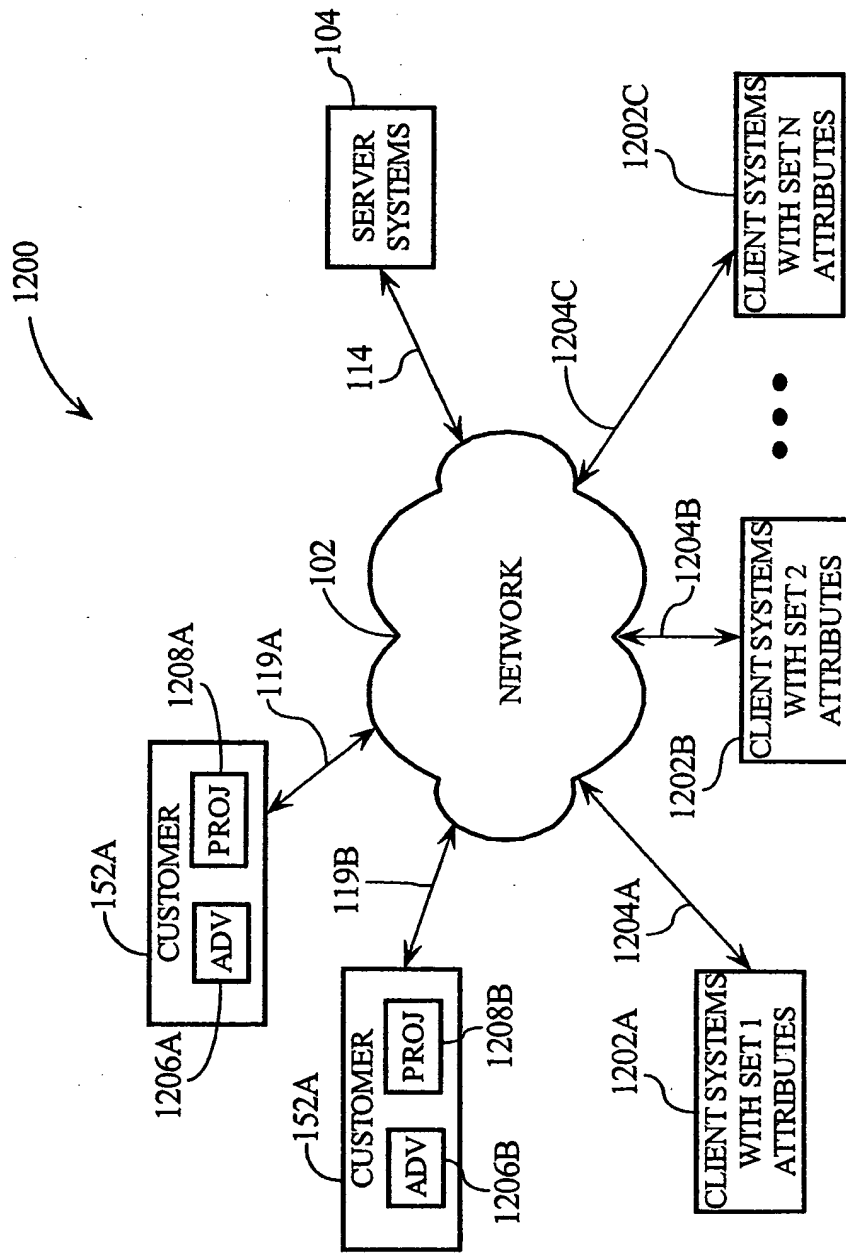


FIG. 12A

1250

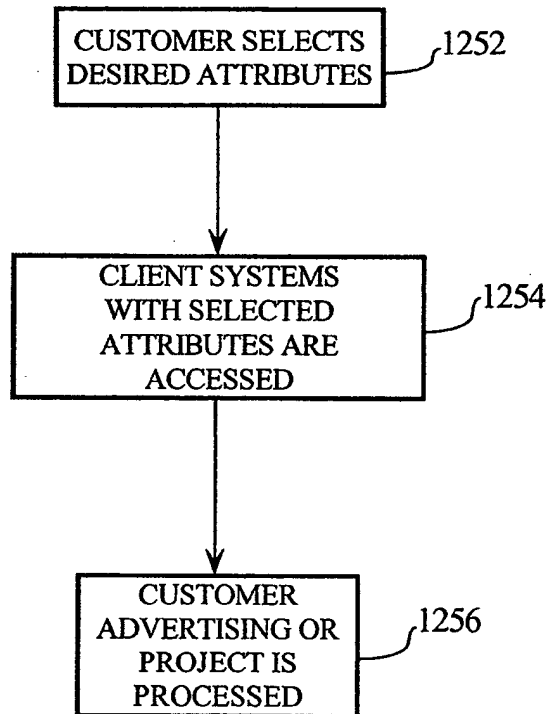


FIG. 12B

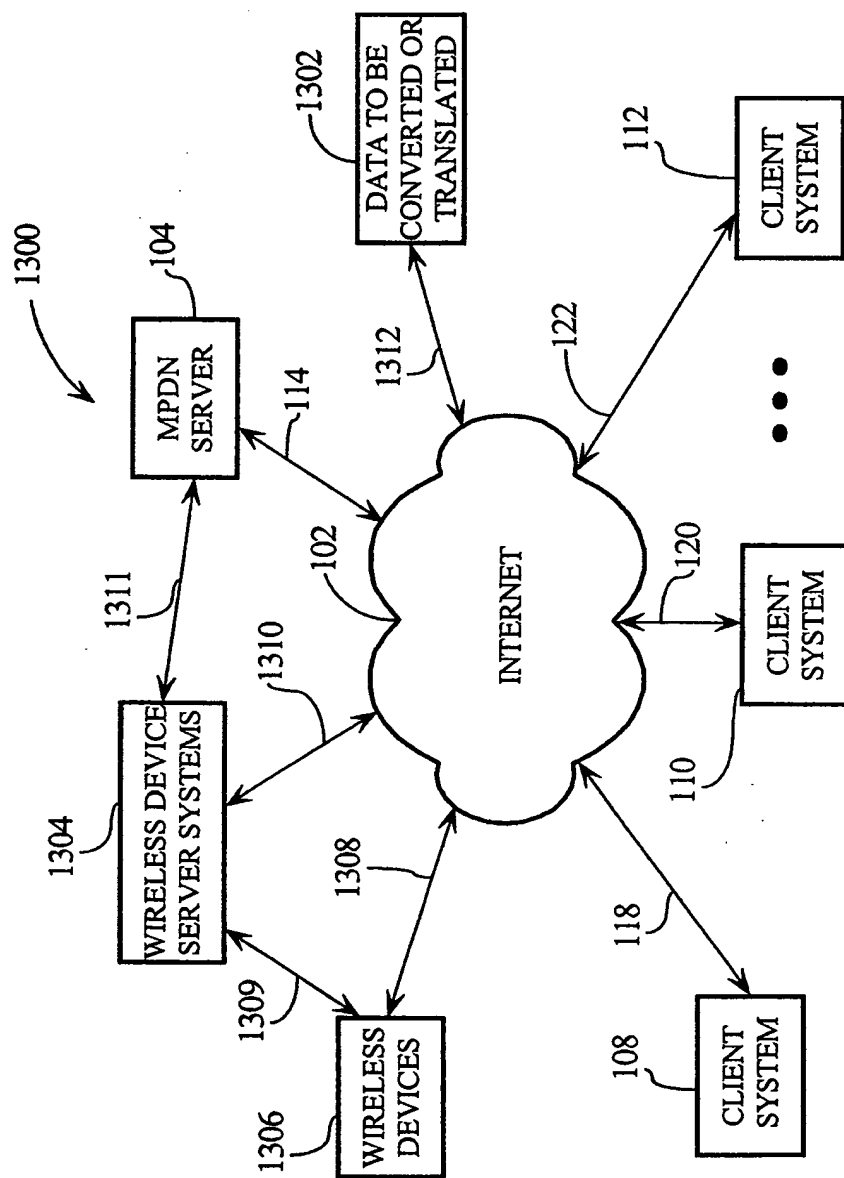


FIG. 13A

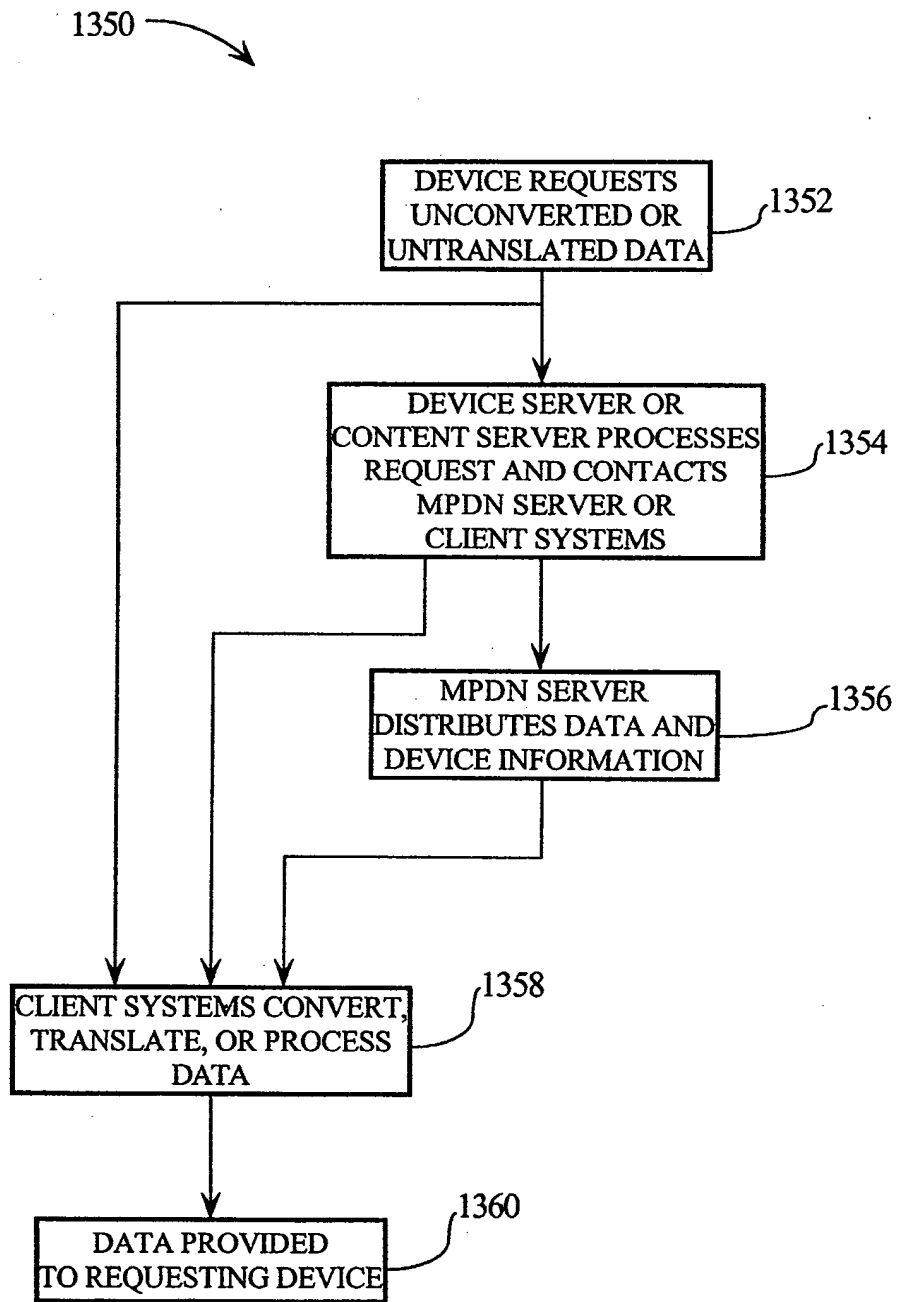


FIG. 13B

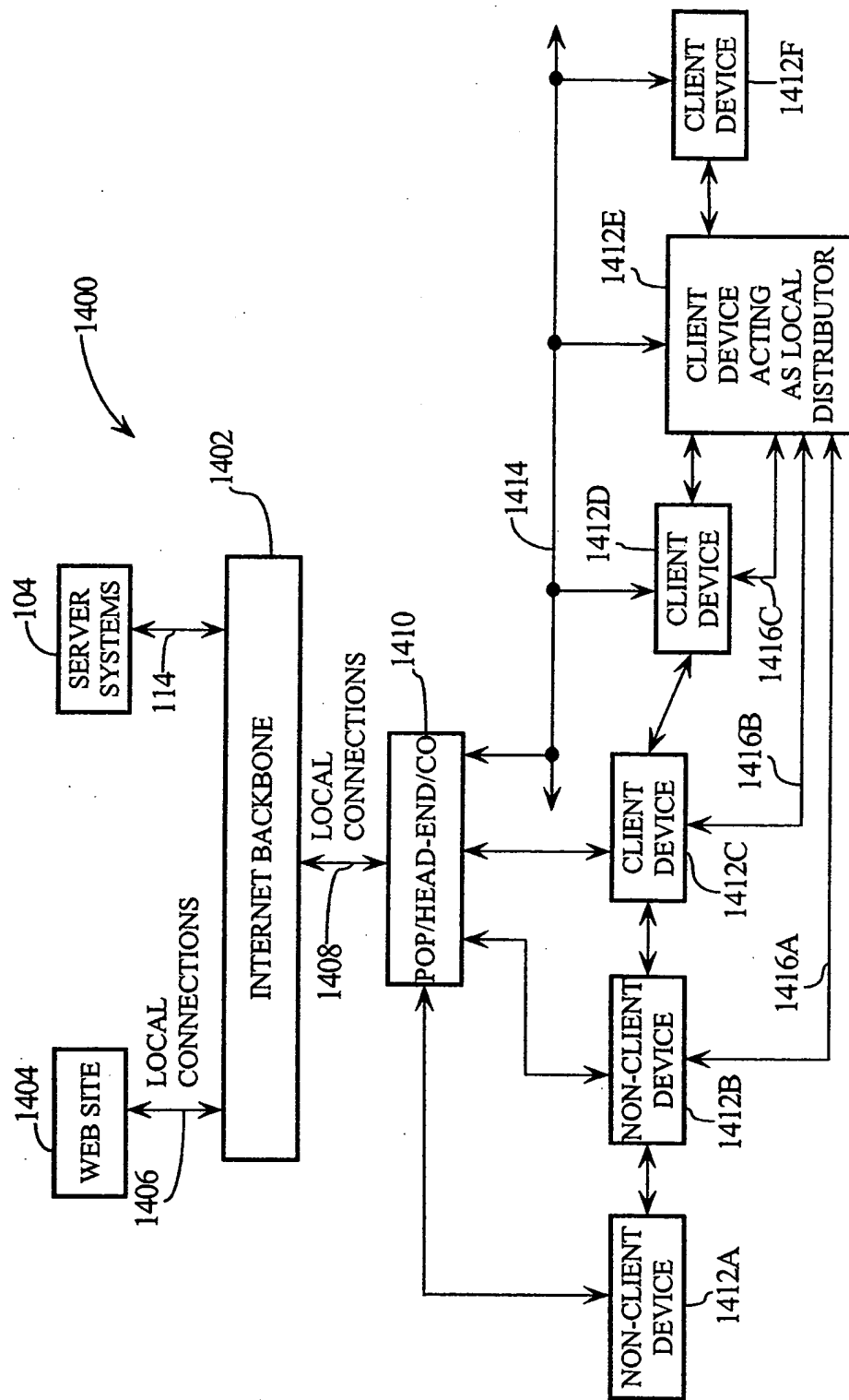


FIG. 14A

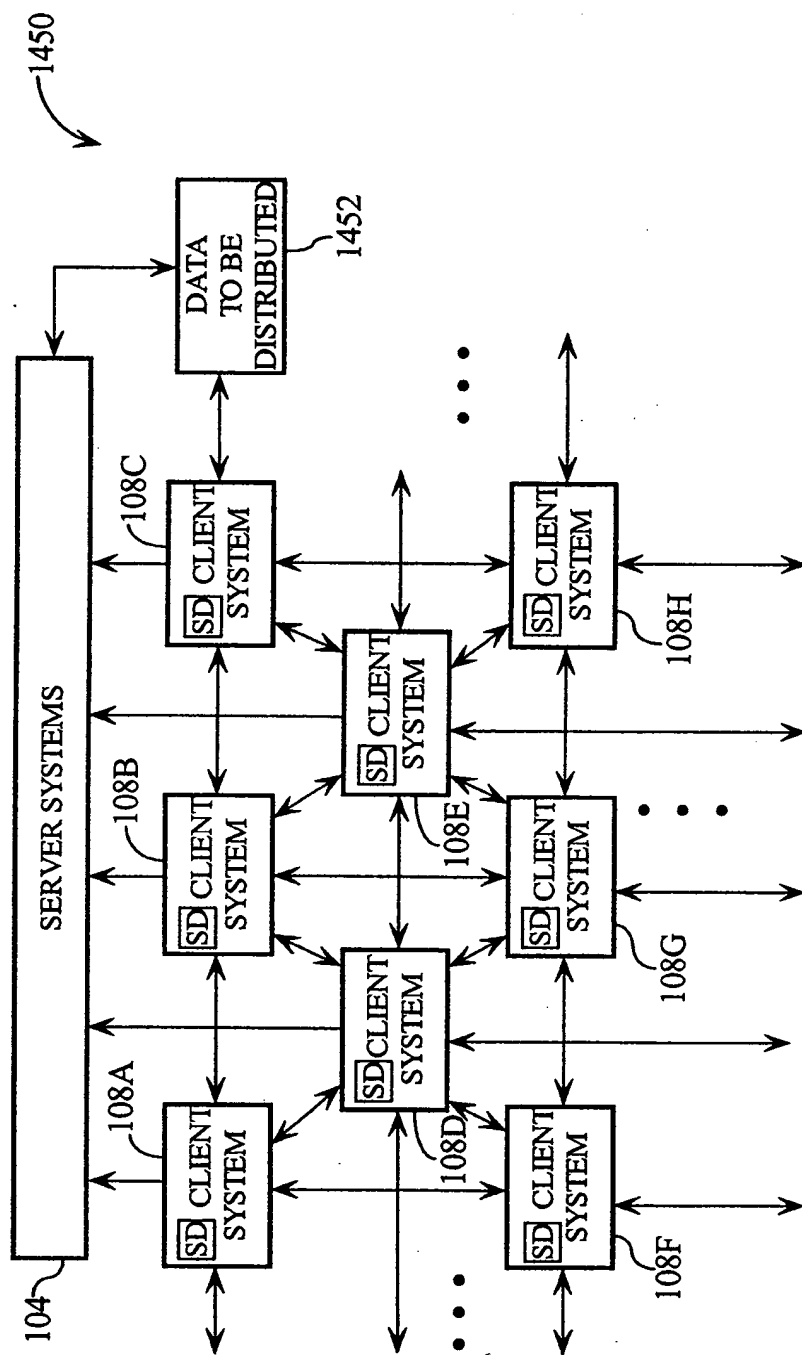


FIG. 14B

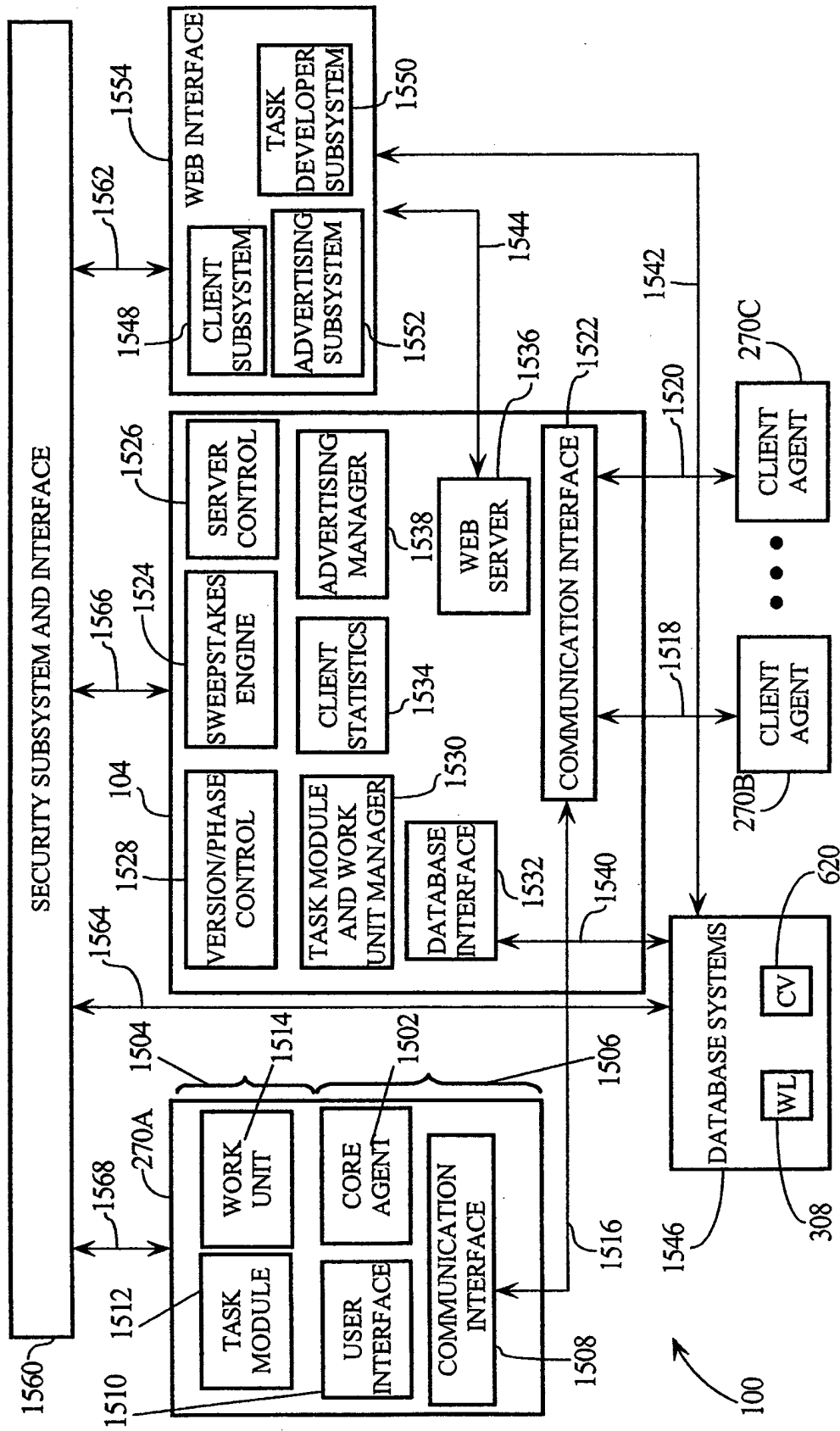


FIG. 15